

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

STATE OF CALIFORNIA, ex rel. VEN-A-
CARE OF THE FLORIDA KEYS, INC., a
Florida Corporation,

Plaintiffs,

v.

ABBOTT LABORATORIES, INC.; AMGEN,
INC.; ARMOUR PHARMACEUTICAL CO.;
AVENTIS BEHRING, L.L.C.; AVENTIS
PHARMACEUTICALS, INC.; B. BRAUN
MEDICAL, INC.; B. BRAUN OF AMERICA,
INC.; BAXTER HEALTHCARE CORP.;
BEDFORD LABORATORIES; BEN VENUE
LABORATORIES, INC.; BOEHRINGER
INGELHEIM CORP.; BOEHRINGER
INGELHEIM PHARMACEUTICALS INC.;
BRISTOL-MYERS SQUIBB COMPANY
a/k/a BRISTOL-MYERS ONCOLOGY
DIVISION/HIV PRODUCTS; C.H.
BOEHRINGER SOHN
GRUNDSTUCKSVERWALTUNG GMBH &
CO. KG; DEY, INC.; DEY, L.P.; EMD, INC.;
GENEVA PHARMACEUTICALS INC.;
GENSIA INC.; GENSLA SICOR, INC.;
GLAXO WELLCOME INC. f/k/a
BURROUGHS WELLCOME CO.;
GLAXOSMITHKLINE PLC; HOECHST
MARION ROUSSEL, INC.; IMMUNEX
CORP.; LIPHA, S.A.; McGAW, INC.;
MERCK KGaA; MYLAN LABORATORIES,
INC.; MYLAN PHARMACEUTICALS, INC.;
NOVARTIS AG; PHARMACEUTICAL
INVESTMENT, LTD.; ROXANE
LABORATORIES, INC.; SANDOZ, INC.;
SCHERING-PLOUGH CORP.; SICOR, INC.
f/k/a GENSLA PHARMACEUTICALS, INC.;
SMITHKLINE BEECHAM CORPORATION

) **MDL No. 1456**

) **Master File No. 01-12257-PBS**

) **(Original Central District of California**
) **No. 03-CV-2238)**

d/b/a GLAXOSMITHKLINE; TEVA)
PHARMACEUTICAL INDUSTRIES, LTD.;)
WARRICK PHARMACEUTICALS CORP.;)
Z.L.B. BEHRING,)
)
)
Defendants.)

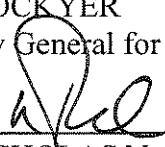
**NOTICE OF VOLUNTARY DISMISSAL
OF TEVA PHARMACEUTICAL INDUSTRIES, LTD.**

Please take notice that plaintiffs in the above-captioned matters hereby dismiss all claims against defendant Teva Pharmaceutical Industries, Ltd., without prejudice, pursuant to Fed. R. Civ. P. 41(a)(1). Teva Pharmaceutical Industries, Ltd. has not served an answer or motion for summary judgment in the above-captioned matters; therefore, plaintiffs' claims will be dismissed without order of this Court, upon filing of this notice of dismissal.

Respectfully submitted,

BILL LOCKYER
Attorney General for the State of California

Dated: November 10, 2005.

By:  _____
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**Attorneys for Plaintiff,
STATE OF CALIFORNIA**

CERTIFICATE OF SERVICE

I hereby certify that I, Nicholas N. Paul, Deputy Attorney General, Bureau of Medi-Cal Fraud and Elder Abuse, for the State of California, caused a true and correct copy of the foregoing **Notice of Voluntary Dismissal of Teva Pharmaceutical Industries, Ltd.** to be served electronically on counsel of record pursuant to Paragraph 11 of the Case Management Order No. 2, by sending a copy to LexisNexis File and Service for posting and notification to all parties.

Dated: November 10, 2005.



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